SUBJECT NO. 30.

Increase of pay to clerks of civil courts.

Messrs. S. R. Balakrishna Rao and Venkappiah, Shimoga municipality, K. Shankaranarayana Rao, Nagar Sabha, K Ramanna, Hole-Narsipur taluk, J. Subba Rao, Krishisilpabhi Vardhaka Samaj, Chitaldrug, and M. B. Krishna Rao, Chitaldrug municipality.

Summary of discussion.—The scale of pay of these officials was fixed more than 30 years ago. While there was a slight revision in the scale of pay of the ministerial staff in other departments, the scale of pay of ministerial establishment, amins and process servers of civil courts, remains as it was. It is prayed that the same may be revised in conformity with the present altered conditions.

Reply of Government.—Under consideration.

SUBJECT NO. 31.

Chambers for advocates and pleaders.

Mr. C. Krishnamurti, Law Association, Bangalore.

Summary of discussion.—Chambers for advocates and pleaders in civil court buildings may be provided.

Mr. C. Krishnamurti stated that what was wanted was a set of rooms to be set apart for advocates, each advocate or pleader to have the use of one room, on payment of rent as is done in Madras and Bombay.

Reply of Government.—Mainly a question of funds. Will be considered, if a memo is sent showing how many advocates would use the chambers and what rent they would pay.

SUBJECT NO. 32.

Appointment of Honorary Bench Magistrates.

Messrs. Abdur Rahim, Chikmagalur municipality, Chik Ramanna and Girmaji Rao, Kolar taluk.

Summary of discussion.—Appointment of Honorary Bench Magistrates in all the remaining six districts is necessary.

The Dewan asked Mr. Girmaji Rao to send a list of qualified men fit to be Honorary Magistrates in Kolar.

Reply of Government.—Courts will be established wherever proper men are found to be available.

SUBJECT NO. 33.

Separation of judicial from the executive,

(1) Messrs. C. Krishnamurti, Law Association, Bangalore, H. K. Veerabasaviah, Lingayet Education Fund Association, Bangalore, Dhalappa, Ramaswamiengar and Narasimiah, Anekal taluk; B. Narasinga Rao, Seringapatam taluk; Padmanna and K. Venkatasamaiya, Nanjangud taluk; and C. Vasudeva Rao, Chikmagalur taluk.

(2) Messrs. Mohamed Raza and S. Ramanna, Hassan municipality, H. V. Rangaswami, Hassan taluk, and S. Venkatesayya, Hassan District Agricultural and Industrial Association.

(3) Mr. S. R. Balakrishna Rao, Shimoga municipality.

(4) Messrs. Shankaranarayana Rao, Nagar Sabha, and B. Venkatasamanna, Chitaldrug municipality.

Summary of discussion.—(1) The judicial (criminal) and the executive functions deserve to be separated. The question of cost cannot stand close examination, for the cost involved may be minimized by investing Munsiffs with magisterial powers wherever possible. Even if the cost involved be of some magnitude, it is nothing compared with the boon that it brings to the public and the extent to which it goes to purify the administration of justice. As a preliminary step in this direction, the Amildars may be divested of their magisterial powers. This prayer has been urged for a long time and the sooner it is granted the better.

(2) It is prayed that the separation of the executive and the judicial service in the State be placed on some definite footing.

The policy of separation of the functions already initiated by Government as necessary and desirable may be continued and developed in a sympathetic spirit.